

IN THE CLAIMS:

This listing of claims will replace all prior versions, and listings, of claims in the application:

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1. (Currently Amended) A method for transmitting data from a radio network subsystem (~~RNS~~) to user equipment (~~UE~~) in a mobile telephone system, comprising:
 - (~~606~~) the radio network subsystem (~~RNS~~) transmits a ~~dedicated~~ physical control channel to the user equipment (~~UE~~);
 - (~~610~~) the radio network subsystem (~~RNS~~) transmits a ~~dedicated~~ physical traffic channel of variable data transmission rate to the user equipment (~~UE~~);
 - (~~608, 612~~) during transmission, the radio network subsystem (~~RNS~~) spreads each channel with a spreading code;
 - (~~602~~) the spreading code used to spread the traffic channel is changed according to the a required data transmission rate, and
characterized in that (~~604~~) wherein each control channel frame indicates the spreading code with which the a corresponding traffic channel frame is spread when transmitted.
 2. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the control channel and traffic channel frames associated with each other are transmitted on the same frequency, spread with a different spreading code, and ~~substantially simultaneously, i.e. separated by one frame length at most.~~
 3. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the control channel frame comprises a transport format indicator in which the spreading code used to spread the traffic channel is disclosed.
 4. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the spreading codes are arranged into a code tree in such a manner that on the first level, the code tree root comprises a one-bit spreading code, the second level comprises two branches with mutually orthogonal two-bit spreading codes, the third level comprises four branches with mutually orthogonal four-bit spreading codes, the fourth level comprises eight branches with mutually orthogonal eight-bit spreading codes, the fifth level comprises sixteen

branches with mutually orthogonal sixteen-bit spreading codes, the sixth level comprises thirty two branches with mutually orthogonal thirty-two-bit spreading codes, the seventh level comprises sixty four branches with mutually orthogonal sixty-four-bit spreading codes, the ~~eight~~ eighth level comprises one hundred and twenty eight branches with mutually orthogonal 128-bit spreading codes, the ninth level comprises two hundred and fifty six branches with mutually orthogonal 256-bit spreading codes.

5. (Currently Amended) A method as claimed in claim 4, ~~characterized in that~~ wherein a part of the spreading codes of the code tree are reserved for the use of the control channels.

B) 6. (Currently Amended) A method as claimed in claim 4, ~~characterized in that~~ wherein the code tree is divided into sub-code trees and one branch in a level is a tree access point to a sub-code tree, and the branches below the tree access point belong to the sub-code tree in question.

7. (Currently Amended) A method as claimed in claim 6, ~~characterized in that~~ wherein the data transmission rate of the traffic channel is changed by changing the length of its spreading code, ~~i.e.~~ by moving between the levels of the sub-code tree.

8. (Currently Amended) A method as claimed in claim 7, ~~characterized in that~~ wherein each spreading code of a sub-code tree is numbered in an agreed manner and the number in question is entered into ~~the~~ a transport format indicator.

9. (Currently Amended) A method as claimed in claim 8, ~~characterized in that~~ wherein the number refers to at least two parallel spreading codes.

10. (Currently Amended) A method as claimed in claim 7, ~~characterized in that~~ wherein the user equipment does not send an acknowledgement to the radio network subsystem after receiving ~~the~~ a transport format indicator.

11. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein signalling of the physical layer, data link layer and network layer are transmitted in the control channel.

12. (Currently Amended) A method as claimed in claim 6, ~~characterized in that~~ wherein the radio network subsystem signals the tree access point of the sub-code tree to the user equipment and the user equipment sends an acknowledgement to the radio network subsystem.

13. (Currently Amended) A method as claimed in claim 12, ~~characterized in that~~ wherein the signalling of the tree access point of the sub-code tree is performed as signalling of the MAC sub-layer in the data link layer.

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14. (Currently Amended) A method as claimed in claim 6, ~~characterized in that~~ wherein at least two different units of user equipment use the various spreading codes of the same sub-code tree.

15. (Currently Amended) A method as claimed in claim 14, ~~characterized in that~~ wherein the radio network subsystem allocates the spreading codes.

16. (Currently Amended) A method as claimed in claim 15, ~~characterized in that~~ wherein when the sub-code tree becomes congested, the user equipment can be transferred to another sub-code tree.

17. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the radio network subsystem transmits the traffic channel frames in a synchronized manner to the units of user equipment which belong to the same sub-code tree.

18. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the data transmission rate of the control channel is as low as possible.

19. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the control channel contains pilot bits for channel estimation.

20. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the traffic channel contains only useful load of ~~the a~~ user.

21. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the radio network subsystem transmits the control channel frames of different user equipment as non-simultaneously as possible.

22. (Currently Amended) A method as claimed in claim 1, wherein ~~characterized in that other than control data, for instance~~ data or speech[[,]] is transmitted in the free capacity of the control channel frame.

B) 23. (Currently Amended) A method as claimed in claim 1, wherein ~~characterized in that~~ the same spreading code is always used in spreading the control channel.

24. (Currently Amended) A method as claimed in claim 1, wherein ~~characterized in that~~ the data transmission rate of the control channel is fixed.

25. (Currently Amended) A method as claimed in claim 1, ~~characterized in that~~ wherein the method is used in a universal mobile telecommunication system using a direct-sequence wideband code division multiple access method.

26. (Currently Amended) A radio network subsystem (RNS) which is adapted to:

- transmit a ~~dedicated~~ physical control channel to user equipment (UE);
- transmit a ~~dedicated~~ physical traffic channel of variable data transmission rate to the user equipment (UE);
- spread each channel with a spreading code during transmission;
- change the spreading code used to spread the traffic channel according to ~~the a~~ required data transmission rate[[;]] and wherein

~~characterized in that~~ the radio network subsystem is adapted to indicate in each control channel frame the spreading code with which ~~the a~~ corresponding traffic channel frame is spread when transmitted.

27. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to transmit the control channel and traffic channel frames associated with each other on the same frequency, spread with different spreading codes, and ~~substantially simultaneously, i.e.~~ separated by one frame length at most.

28. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the control channel frame comprises a transport format indicator into which the radio network subsystem is adapted to enter the identification data of the spreading code used to spread the traffic channel.

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29. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the spreading codes are arranged into a code tree in such a manner that on the first level, the code tree root comprises a one-bit spreading code, the second level comprises two branches with mutually orthogonal two-bit spreading codes, the third level comprises four branches with mutually orthogonal four-bit spreading codes, the fourth level comprises eight branches with mutually orthogonal eight-bit spreading codes, the fifth level comprises sixteen branches with mutually orthogonal sixteen-bit spreading codes, the sixth level comprises thirty two branches with mutually orthogonal thirty-two-bit spreading codes, the seventh level comprises sixty four branches with mutually orthogonal sixty-four-bit spreading codes, the eight level comprises one hundred and twenty eight branches with mutually orthogonal 128-bit spreading codes, the ninth level comprises two hundred and fifty six branches with mutually orthogonal 256-bit spreading codes.

30. (Currently Amended) A radio network subsystem as claimed in claim 29, ~~characterized in that~~ wherein the radio network subsystem is adapted to reserve a part of the spreading codes in the code tree for the use of the control channels.

31. (Currently Amended) A radio network subsystem as claimed in claim 29, ~~characterized in that~~ wherein the radio network subsystem is adapted to divide the code tree into sub-code trees, and one branch in a level is a tree access point to a sub-code tree, and the branches below the tree access point belong to the sub-code tree in question.

32. (Currently Amended) A radio network subsystem as claimed in claim 31, ~~characterized in that~~ wherein the radio network subsystem is adapted to change the data transmission rate of the traffic channel by changing the length of its spreading code, i.e. by moving between the levels of the sub-code tree.

33. (Currently Amended)) A radio network subsystem as claimed in claim 32, ~~characterized in that~~ wherein the radio network subsystem is adapted to number each spreading code of a sub-code tree in an agreed manner and to enter the number in question into ~~the~~ a transport format indicator.

34. (Currently Amended) A radio network subsystem as claimed in claim 33, ~~characterized in that~~ wherein the number refers to at least two parallel spreading codes.

B' 35. (Currently Amended) A radio network subsystem as claimed in claim 32, ~~characterized in that~~ wherein the radio network subsystem does not expect an acknowledgement from the user equipment after transmitting ~~the~~ a transport format indicator to the user equipment.

36. (Original) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to transmit signalling of the physical layer, data link layer and network layer in the control channel.

37. (Currently Amended) A radio network subsystem as claimed in claim 31, ~~characterized in that~~ wherein the radio network subsystem is adapted to signal the tree access point of the sub-code tree to the user equipment and to await an acknowledgement to its signalling from the user equipment.

38. (Currently Amended) A radio network subsystem as claimed in claim 37, ~~characterized in that~~ wherein the radio network subsystem is adapted to perform the signalling of the tree access point of the sub-code tree as signalling of the MAC sub-layer in the data link layer.

39. (Currently Amended) A radio network subsystem as claimed in claim 31, ~~characterized in that~~ wherein the radio network subsystem is adapted to use the various spreading codes of the same sub-code tree for at least two different units of user equipment.

40. (Currently Amended) A radio network subsystem as claimed in claim 39, ~~characterized in that~~ wherein the radio network subsystem is adapted to allocate the spreading codes.

41. (Currently Amended) A radio network subsystem as claimed in claim 40, ~~characterized in that~~ wherein when the sub-code tree becomes congested, the radio network subsystem is adapted to transfer the user equipment to another sub-code tree.

B' 42. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to transmit the traffic channel frames in a synchronized manner to the units of user equipment which belong to the same sub-code tree.

43. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to set the data transmission rate of the control channel as low as possible.

44. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to place pilot bits into the traffic channel for channel estimation.

45. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to place only useful load in the traffic channel.

46. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to transmit the control channel frames of different user equipment as non-simultaneously as possible.

47. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to place ~~other than~~ control data, for instance data or speech[[,]] in the free capacity of the control channel frame.

48. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to always use the same spreading code in spreading the control channel.

49. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is adapted to transmit the control channel at a fixed data transmission rate.

50. (Currently Amended) A radio network subsystem as claimed in claim 26, ~~characterized in that~~ wherein the radio network subsystem is a part of a universal mobile telecommunication system using a direct-sequence wideband code division multiple access method.

51. (Currently Amended) User equipment (~~UE~~) which is adapted to:

- receive a ~~dedicated~~ physical control channel transmitted by the a radio network subsystem (~~RNS~~);
- receive a ~~dedicated~~ physical traffic channel of variable data transmission rate transmitted by the radio network subsystem (~~RNS~~);
- remove the spreading of each channel with a spreading code, and wherein ~~characterized in that~~ the user equipment is adapted to read from each control channel frame the spreading code with which ~~the a~~ corresponding traffic channel frame is spread.

52. (Currently Amended) User equipment as claimed in claim 51, ~~characterized in that~~ wherein the user equipment is adapted to receive the control channel-frames and traffic channel frames associated with each other transmitted by the radio network subsystem on the same frequency, spread with different spreading codes, and ~~substantially simultaneously, i.e.~~ separated by one frame length at most.

53. (Currently Amended) User equipment as claimed in claim 51, ~~that in that~~ wherein the control channel frame comprises a transport format indicator from which the user equipment is adapted to read the identification data of at least one spreading code used to spread the traffic channel.

54. (Currently Amended) User equipment as claimed in claim 51, ~~characterized in that~~ wherein the user equipment is adapted to perform channel estimation by means of the pilot bits in the control channel.

55. (Currently Amended) User equipment as claimed in claim 51, ~~characterized in that~~ wherein the user equipment is adapted to always use the same spreading code in removing the control channel spreading.

56. (Currently Amended) User equipment as claimed in claim 51, ~~characterized in that~~ wherein the user equipment is used in a universal mobile telecommunication system using a direct-sequence wideband code division multiple access method.
